

**THURSDAY, APRIL 1, 2010**

**SEVENTY-SIXTH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 9:00 a.m., and was called to order by Mr. Speaker Ramsey.

**PRAYER**

The proceedings were opened with prayer by Reverend Ryan Bennett of Bethlehem United Methodist Church in Franklin, Tennessee, a guest of Senator Johnson.

**PLEDGE OF ALLEGIANCE**

Senator Johnson led the Senate in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 32

Senators present were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

**COMMUNICATION**

April 1, 2010

Lt. Governor Ron Ramsey  
1 Legislative Plaza  
Nashville, Tennessee 37243

Dear. Mr. Speaker:

I respectfully request permission to be excused from the Senate Session today, April 1, 2010, due to illness.

Thank you for your consideration of this request.

Sincerely,

/s/ Tim Burchett  
State Senator

APPROVED: Lieutenant Governor  
Ron Ramsey

**STANDING COMMITTEE REPORTS**

**STATE AND LOCAL GOVERNMENT**

MR. SPEAKER: Your Committee on State and Local Government begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 1984 with amendment, 2023, 2509, 2667 with amendment, 2825 with amendment, 2826 with amendment, 2827 with amendment, 2850 with amendment, 3212 with amendment, 3597 with amendment and 3885; also, recommend that Senate Bills Nos. 3097, 3186, 3214 with amendment, 3622 with amendment and 3847 with amendment be referred to Committee on Finance, Ways and Means.

KETRON, Chairperson  
March 31, 2010

The Speaker announced that he had referred Senate Bills Nos. 1984 with amendment, 2023, 2509, 2667 with amendment, 2825 with amendment, 2826 with amendment, 2827 with amendment, 2850 with amendment, 3212 with amendment, 3597 with amendment and 3885 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 3097, 3186, 3214 with amendment, 3622 with amendment and 3847 with amendment to the Committee on Finance, Ways and Means.

**GOVERNMENT OPERATIONS**

MR. SPEAKER: Your Committee on Government Operations begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 373 with amendment, 2424 with amendment, 2430 with amendment, 2465 with amendment, 2471 with amendment, 3245, 3602 with amendment and 3865.

WATSON, Chairperson  
March 31, 2010

The Speaker announced that he had referred Senate Bills Nos. 373 with amendment, 2424 with amendment, 2430 with amendment, 2465 with amendment, 2471 with amendment, 3245, 3602 with amendment and 3865 to the Committee on Calendar.

**EDUCATION**

MR. SPEAKER: Your Committee on Education begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 980, 1075 with amendment, 1317, 2621 with amendment, 3053, 3067 and 3425.

GRESHAM, Chairperson  
March 31, 2010

The Speaker announced that he had referred Senate Bills Nos. 980, 1075 with amendment, 1317, 2621 with amendment, 3053, 3067 and 3425 to the Committee on Calendar.

**PRESENTATION**

Senator Jackson presented **Senate Joint Resolution No. 753** to Mr. Ron Fox of the TWRA.

**PRESENTATION**

Senator Herron introduced the 2009 Hostess Princess of the "World's Biggest Fish Fry", Miss Amanda Belew and her court.

**MOTION**

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 1130, 2613, 2685, 2950, 3603, 3969 and 3977** be passed on first consideration, which motion prevailed.

**HOUSE BILLS ON FIRST CONSIDERATION**

The Speaker announced that the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 1130** -- Domestic Relations -- As introduced, requires court to hold in contempt any person who makes false accusation of sexual abuse in furtherance of litigation; also requires false accuser to pay other party's litigation costs. Amends TCA Title 19; Title 20; Title 21 and Title 36.

**House Bill No. 2613** -- Sunset Laws -- As introduced, extends real estate commission, June 30, 2011. Amends TCA Title 4, Chapter 29 and Title 62, Chapter 13.

**House Bill No. 2685** -- Employees, Employers -- As introduced, authorizes employers to require English be spoken in the workplace if necessary to conduct the employer's business. Amends TCA Section 4-21-401.

**House Bill No. 2950** -- Taxes, Privilege -- As introduced, excludes from recordation tax transfers between lineal relatives and siblings, and also excludes transfers to or from spouses and surviving spouses of lineal relatives; requires grantee to sign an oath concerning the actual value of the property. Amends TCA Section 67-4-409.

**House Bill No. 3603** -- Utilities, Utility Districts -- As introduced, specifies that the failure of a water system or utility district operating a public water system to include in the annual audit the utility district's annual average unaccounted for water loss percentage, as required under present law, constitutes excessive water loss and the system or utility district would be referred to the appropriate board. Amends TCA Section 7-82-401 and Section 68-221-1010.

**House Bill No. 3969** -- Springfield -- As introduced, subject to local approval, conforms board of mayor and aldermen action that must be exercised by ordinance to the general law requirements. Amends Chapter 1 of the Private Acts of 1989.

**House Bill No. 3977** -- Middleton -- As introduced, subject to local approval, amends the charter to establish the corporate boundaries as those presently fixed by charter; reset the election of mayor and alderpersons from February in odd-numbered years to November every four years; extends the expiration of current terms from February 2011 to December 2012 to meet the November 2012 election. Amends Chapter 220 of the Private Acts of 1953; as amended.

**MOTION**

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee that **Senate Bills Nos. 3940 through 3942** be passed on second

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consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

### **SENATE BILLS ON SECOND CONSIDERATION**

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

**Senate Bill No. 3940** Local bill -- held on desk.

**Senate Bill No. 3941** Local bill -- held on desk.

**Senate Bill No. 3942** Local bill -- held on desk.

### **MOTION**

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 911 and 912**; and **Senate Resolution No. 208** be passed on first consideration and lie over, which motion prevailed.

### **INTRODUCTION OF RESOLUTIONS**

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 911** by Senator Finney.  
Memorials, Sports -- Gibson County High School girls basketball team, Class AA State Champions.

**Senate Joint Resolution No. 912** by Senator Southerland.  
Memorials, Death -- Geneva Mashburn.

**Senate Resolution No. 208** by Mr. Speaker Ramsey.  
General Assembly, Confirmation of Appointment -- Tammy White, Tennessee Ethics Commission.

### **MOTION**

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 744, 962 through 966, 969 through 972 and 990; Senate Joint Resolutions Nos. 906 through 910**; and **Senate Resolution No. 207** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

### **RESOLUTIONS LYING OVER**

The Speaker announced that the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 744** -- General Assembly, Statement of Intent or Position -- Expresses Tennessee's continued support for the State of Israel.

The Speaker announced that he had referred House Joint Resolution No. 744 to the Committee on Finance, Ways and Means.

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**House Joint Resolution No. 962** -- Memorials, Recognition -- Town of Rutherford, Sesquicentennial.

The Speaker announced that he had referred House Joint Resolution No. 962 to the Committee on Calendar.

**House Joint Resolution No. 963** -- Memorials, Personal Achievement -- Brandon Chase Hookey, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 963 to the Committee on Calendar.

**House Joint Resolution No. 964** -- Memorials, Retirement -- Dr. Albert C. Goss.

The Speaker announced that he had referred House Joint Resolution No. 964 to the Committee on Calendar.

**House Joint Resolution No. 965** -- Memorials, Sports -- Clarksville Academy cheerleaders, Best Cheer Squad.

The Speaker announced that he had referred House Joint Resolution No. 965 to the Committee on Calendar.

**House Joint Resolution No. 966** -- Memorials, Professional Achievement -- Deborah Chancellor, Regional Teacher of the Year.

The Speaker announced that he had referred House Joint Resolution No. 966 to the Committee on Calendar.

**House Joint Resolution No. 969** -- Memorials, Death -- Sally Elizabeth "Libby" Norris McMahan.

The Speaker announced that he had referred House Joint Resolution No. 969 to the Committee on Calendar.

**House Joint Resolution No. 970** -- Memorials, Recognition -- 2010 Troutfest.

The Speaker announced that he had referred House Joint Resolution No. 970 to the Committee on Calendar.

**House Joint Resolution No. 971** -- Memorials, Academic Achievement -- Kyle Robert Perkins, Valedictorian, Heritage High School.

The Speaker announced that he had referred House Joint Resolution No. 971 to the Committee on Calendar.

**House Joint Resolution No. 972** -- Memorials, Academic Achievement -- Elisabeth Marshall Spratt, Salutatorian, Heritage High School.

The Speaker announced that he had referred House Joint Resolution No. 972 to the Committee on Calendar.

**House Joint Resolution No. 990** -- Memorials, Sports -- Bolivar Central High School boys basketball team, State Champions.

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The Speaker announced that he had referred House Joint Resolution No. 990 to the Committee on Calendar.

**Senate Joint Resolution No. 906** -- Memorials, Interns -- L. Erin Duffy.

The Speaker announced that he had referred Senate Joint Resolution No. 906 to the Committee on Calendar.

**Senate Joint Resolution No. 907** -- Memorials, Death -- Dr. A. R. Haskell.

The Speaker announced that he had referred Senate Joint Resolution No. 907 to the Committee on Calendar.

**Senate Joint Resolution No. 908** -- Memorials, Academic Achievement -- Heather Alyssa Kee, Salutatorian, Camden Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 908 to the Committee on Calendar.

**Senate Joint Resolution No. 909** -- Memorials, Academic Achievement -- Tyler Leslie Curtis, Valedictorian, Camden Central High School.

The Speaker announced that he had referred Senate Joint Resolution No. 909 to the Committee on Calendar.

**Senate Joint Resolution No. 910** -- Memorials, Recognition -- Becky Atnip.

The Speaker announced that he had referred Senate Joint Resolution No. 910 to the Committee on Calendar.

**Senate Resolution No. 207** -- Memorials, Recognition -- Pork Knox Q-Fest.

The Speaker announced that he had referred Senate Resolution No. 207 to the Committee on Calendar.

**NOTICE**

**MESSAGE FROM THE HOUSE**

March 31, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 3812, substituted for House Bill on same subject, amended, and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**CONSENT CALENDAR**

**Senate Joint Resolution No. 896** -- Memorials, Recognition -- Best Buddies.

**Senate Joint Resolution No. 898** -- Memorials, Death -- Alice Algood.

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**Senate Joint Resolution No. 899** -- Highway Signs -- "Roy Bell and David O'Guin Memorial Bridge", State Route 438 in Perry County.

**Senate Joint Resolution No. 900** -- Memorials, Public Service -- Chuck Comer.

**Senate Joint Resolution No. 901** -- Memorials, Public Service -- Thomas Caldwell.

**Senate Joint Resolution No. 902** -- Memorials, Death -- Alice Algood.

**House Joint Resolution No. 928** -- Memorials, Sports -- Union City High School, Class 1A State Football Champions.

**House Joint Resolution No. 929** -- Memorials, Sports -- Richland High School cheerleading squad, TSSAA State Champions.

**House Joint Resolution No. 931** -- Memorials, Recognition -- Leon Rhodes.

**House Joint Resolution No. 933** -- Memorials, Recognition -- Watkins College of Art, Design & Film, 125th anniversary.

**House Joint Resolution No. 934** -- Memorials, Recognition -- Women's History Month.

**House Joint Resolution No. 935** -- Memorials, Retirement -- Roger Christian.

**House Joint Resolution No. 936** -- Memorials, Death -- George Milum "Bud" Testerman.

**House Joint Resolution No. 937** -- Memorials, Public Service -- Allen Dale Davis, John Bond Administrator of the Year Award.

**House Joint Resolution No. 938** -- Memorials, Personal Occasion -- Mary Mayfield, 90th birthday.

**House Joint Resolution No. 939** -- Memorials, Recognition -- Dr. Thomas Boduch.

**House Joint Resolution No. 940** -- Memorials, Recognition -- 3rd annual Blount County Earth Round-up.

Senator Faulk moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

CALENDAR

**Senate Bill No. 806** -- Dentists -- As introduced, clarifies that duties on health departments that provide certain dental services "to the extent possible within budget limitations" are not relieved of obligation to provide certain services to indigent adult patients. Amends TCA Title 68, Chapter 1.

On motion, Senate Bill No. 806 was made to conform with **House Bill No. 1871**.

On motion, House Bill No. 1871, on same subject, was substituted for Senate Bill No. 806.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 1871** passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

Mr. Speaker Ramsey moved that **Senate Bill No. 2646** be placed on the Calendar for Thursday, April 8, 2010, which motion prevailed.

**Senate Bill No. 2956** -- Psychologists -- As introduced, authorizes supervision of psychological examiners by senior psychological examiners. Amends TCA Title 63, Chapter 11.

On motion, Senate Bill No. 2956 was made to conform with **House Bill No. 3045**.

On motion, House Bill No. 3045, on same subject, was substituted for Senate Bill No. 2956.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 3045** passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.



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Senator Kyle moved that **Senate Bill No. 3361** be placed on the Calendar for Thursday, April 8, 2010, which motion prevailed.

**Senate Bill No. 3404** -- General Assembly -- As introduced, authorizes an impact note to be prepared upon request by two or more members of the general assembly that describes the effect on business of any general bill. Amends TCA Title 3, Chapter 2.

Senator Ketron moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 3, Chapter 2, Part 1, is amended by adding the following new section:

Section 3-2-113.

(a)(1) On any bill or amendment on which the fiscal review committee prepares a fiscal note or fiscal memorandum pursuant to Section 3-2-107, the fiscal review committee shall state in a simple declarative sentence, without comment on the merits or the policy of the bill, whether the bill or amendment may have an impact on small business. This statement shall be based on the review of the bill or amendment conducted in preparing the fiscal note or fiscal memorandum and shall not require additional research or investigation. If the fiscal note or fiscal memorandum states that a bill or amendment may have an impact on small business, the general assembly may request representatives of any affected state or local agency to testify concerning its impact on small business, as well as representatives of any potentially affected small business. No state or local agency shall be required to conduct additional research or investigation to provide such testimony. Each state or local agency shall provide this information within its existing resources.

(2) Whenever any agency, as defined in Executive Order 38, issued May 22, 2006, or any order or statutory modification or successor to Executive Order 38, prepares an economic impact statement, that statement shall be provided to the fiscal review committee simultaneously with its publication. The fiscal review committee, in its discretion, may conduct public hearings on any economic impact statement that it determines may have an impact on the fiscal operation of state or local governments.

SECTION 2. This bill shall take effect July 1, 2010, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 3404**, as amended, passed its third and final consideration by the following vote:

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Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**Senate Bill No. 3471** -- Juvenile Offenders -- As introduced, requires an official from the facility or the Department of Children's Services to notify local news media of an escape from a secure detention or correctional facility by a juvenile who is alleged or adjudicated delinquent for an offense that would be a felony if committed by an adult. Amends TCA Title 37, Chapter 1.

On motion, Senate Bill No. 3471 was made to conform with **House Bill No. 3420**.

On motion, House Bill No. 3420, on same subject, was substituted for Senate Bill No. 3471.

On motion of Senator Crowe, Amendment No. 1 was withdrawn.

Senator Crowe moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting the language "law enforcement authorities in the area" from the first sentence of the amendatory language of Section 1 of the bill as amended and by substituting instead the language "the chief law enforcement officer of the county".

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 3420**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

Mr. Speaker Ramsey moved that **Senate Bill No. 3506** be placed at the heel of the Calendar for today, which motion prevailed.

**Senate Bill No. 3514** -- Administrative Procedure (UAPA) -- As introduced, creates task force to review regulations governing residential and day provider agencies contracted by division of intellectual disabilities services. Amends TCA Title 33, Chapter 5, Part 1.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 33, Chapter 5, Part 1, is amended by adding the following as a new section:

§ 33-5-110.

(a) The Speakers of the Senate and House of Representatives shall jointly appoint a twenty-five (25) person task force to review the regulations of the residential and day provider agencies contracted by the Tennessee Division of Intellectual Disabilities Services (DIDS) and make initial recommendations with regard to relieving expensive and unnecessary regulations on such providers to the general assembly and governor by January 1, 2011. The task force shall subsequently make annual reports to the governor and the general assembly by January 1 of each year thereafter.

(b) Eleven (11) of the members of the task force shall be appointed from a list of persons provided by DIDS's service providers. Eight (8) members shall be appointed from DIDS, at least one (1) of whom shall be an assistant commissioner with the division. One (1) member shall be an assistant commissioner with the Bureau of TennCare, and one (1) member shall be appointed from the Department of Mental Health and Developmental Disabilities office of licensure. Four (4) members shall be appointed from the DIDS advisory council, or its successor body.

(c) The speakers shall jointly designate two (2) of the members to serve as co-chairs of the task force. One (1) co-chair shall be a DIDS service provider, and one (1) co-chair shall be a DIDS staff person.

(d) The task force created by this section shall assume the duties and responsibilities of the regulatory relief board.

(e) Members of the task force shall serve without compensation. The task force shall complete its appointed duties and make its final report to the governor and the general assembly by June 30, 2014, at which time the task force shall cease to exist.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 3514**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . . 31  
Noes . . . . . 0

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Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**Senate Bill No. 3867** -- Day Care -- As introduced, revises provisions governing guidelines and benchmarks for and visits to child care agencies that receive subsidy funds. Amends TCA Section 71-3-502.

**Senate Bill No. 3867** passed its third and final consideration by the following vote:

Ayes . . . . .	31
Noes . . . . .	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--31.

A motion to reconsider was tabled.

**Senate Bill No. 2912** -- Gas, Petroleum Products, Volatile Oils -- As introduced, adds carbon dioxide as a pipeline product that is regulated by the Tennessee regulatory authority. Amends TCA Title 65, Chapter 28, Part 1, as amended.

Senator Norris recused himself on **Senate Bill No. 2912**, as amended.

Thereupon, **Senate Bill No. 2912**, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	30
Noes . . . . .	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Marrero, McNally, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--30.

A motion to reconsider was tabled.

**Senate Bill No. 3416** -- Special License Plates -- As introduced, authorizes issuance of new specialty earmarked plates for Volunteer Wounded Warriors; allocates all of first year's funds, with regular allocation thereafter, from such plates to Veterans Affairs for assistance with veterans' rehabilitation and care. Amends TCA Title 55, Chapter 4.

Senator Tracy moved that Amendment No. 1 be placed at the heel of the Amendments, which motion prevailed.

On motion of Senator Crowe, Amendment No. 2 was withdrawn.

Senator Crowe moved to amend as follows:

**AMENDMENT NO. 3**

AMEND by deleting amendatory subsection (c) in its entirety in Section 2 and by substituting instead the following language:

(c) Funds produced from the sale of Volunteer Wounded Warriors new specialty earmarked license plates shall be allocated, in accordance with § 55-4-215, to the Department of Veterans Affairs to be used to support programs to assist veterans' rehabilitation, readjustment, and treatment with first priority to Tennessee veterans wounded in conflicts in federal service, second priority to all other disabled veterans, and third priority to any honorably discharged veteran.

On motion, Amendment No. 3 was adopted.

On motion of Senator Tracy, Amendment No. 1 was withdrawn.

Thereupon, **Senate Bill No. 3416**, as amended, passed its third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

**House Bill No. 3309** -- Aircraft and Airports -- As introduced, requires creation of regional airport authority when a majority of the local governments operating a regional airport commission recommend regional airport authority be created. Amends TCA Title 42, Chapter 3, Part 1, as amended.

Senator Faulk moved to lift from the table a motion to reconsider on **House Bill No. 3309**, as amended, which motion prevailed.

Senator Faulk moved that the Senate reconsider its action in passing **House Bill No. 3309**, as amended, which motion prevailed.

Senator Faulk moved to amend as follows:

**AMENDMENT NO. 2**

AMEND by deleting amendatory subdivision (4)(B) in Section 2 in its entirety and by substituting instead the following language:

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(B) If the governor makes an appointment pursuant to subdivision (a)(1) or (a)(2), the governor is authorized to remove the commissioner so appointed upon written charges and after a public hearing.

On motion, Amendment No. 2 was adopted.

Thereupon, **House Bill No. 3309**, as amended, was repassed on third and final consideration by the following vote:

Ayes .....	32
Noes .....	0

Senators voting aye were: Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey--32.

A motion to reconsider was tabled.

Senator Kelsey moved that **Senate Bill No. 3300** be placed on the Calendar for Monday, April 5, 2010, which motion prevailed.

Senator Black moved that **Senate Bill No. 3923** be rereferred to the Committee on Calendar, which motion prevailed.

Senator Finney moved that **Senate Bill No. 3925** be placed on the Calendar for Monday, April 5, 2010, which motion prevailed.

Mr. Speaker Ramsey moved that **Senate Bill No. 3506** be placed on the Calendar for Monday, April 5, 2010, which motion prevailed.

**MOTION**

Senator Beavers moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 3012** on the calendar for the Committee on Judiciary for Tuesday, April 6, 2010, which motion prevailed.

**MOTION**

Senator Norris moved that Rule 83(8) be suspended for the purpose of allowing the Committee on Education to meet on Monday, April 5, 2010, to consider all bills previously scheduled for such committee on Wednesday, April 7, 2010, and **Senate Bills Nos. 908, 2198, 2767, 3088, 3288, 3304, 3309, 3449, 3505 and 3507**, which motion prevailed.

**RECALL OF BILL**

On motion of Mr. Speaker Ramsey, **Senate Bill No. 3865** was recalled from the Committee on Calendar.

**REFERRAL OF BILL**

Mr. Speaker Ramsey moved that Senate Bill No. 3865 be referred to the Committee on Finance, Ways and Means, which motion prevailed.

**MOTION**

On motion of Senators Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Joint Resolution No. 898**.

On motion of Senator Berke, his name was added as sponsor of **Senate Joint Resolutions Nos. 900 and 901**.

On motion of Senators Barnes, Beavers, Berke, Black, Bunch, Burks, Crowe, Faulk, Finney, Ford, Gresham, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Ketron, Kyle, Marrero, McNally, Norris, Overbey, Southerland, Stewart, Tate, Tracy, Watson, Woodson and Yager, their names were added as sponsors of **Senate Joint Resolution No. 902**.

On motion of Senator Herron, his name was added as sponsor of **House Joint Resolution No. 928**.

On motion of Senators Henry, Harper, Haynes, Marrero and Overbey, their names were added as sponsors of **House Joint Resolution No. 933**.

On motion of Senators Beavers, Black, Burks, Ford, Gresham, Harper, Marrero, Woodson and Henry, their names were added as sponsors of **House Joint Resolution No. 934**.

On motion of Senators Crowe and Faulk, their names were added as sponsors of **House Joint Resolutions Nos. 935, 936 and 937**.

On motion of Senator Yager, his name was added as sponsor of **House Joint Resolution No. 939**.

On motion of Senator Overbey, his name was added as sponsor of **House Joint Resolution No. 940**.

On motion of Senator Marrero, her name was added as sponsor of **Senate Bills Nos. 806 and 3060**.

On motion of Senator Ford, her name was added as sponsor of **Senate Bill No. 3404**.

On motion of Senators Gresham and Black, their names were added as sponsors of **Senate Bill No. 3514**.

On motion of Senators Beavers, Black, Bunch, Ford, Harper, Haynes, Henry, Herron, Jackson, Johnson, Kelsey, Kyle, Marrero, McNally, Norris, Southerland, Stewart, Tate, Watson, Woodson, Yager and Mr. Speaker Ramsey, their names were added as sponsors of **Senate Bill No. 3416**.

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On motion of Senator Beavers, her name was added as sponsor of **Senate Bills Nos. 3059 and 3110**.

**ENGROSSED BILLS**

April 1, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 2912, 3404, 3416, 3514 and 3867; and Senate Joint Resolutions Nos. 896, 898, 899, 900, 901 and 902; and find same correctly engrossed and ready for transmission to the House.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2443, 2521, 2626, 2978, 3022, 3281, 3314, 3370, 3376, 3631, 3773 and 3784; passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 961, 973, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 991, 993, 994, 995, 996, 997, 998, 999, 1000, 1001, 1002, 1003 and 1004; adopted, for the Senate's action.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 3004 and 3030, substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 3138 and 3397, substituted for House Bills on same subjects and passed by the House.

BURNEY T. DURHAM,  
Chief Clerk.



**THURSDAY, APRIL 1, 2010 -- 76TH LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 871, 889, 891, 892, 893 and 894; concurred in by the House.

BURNEY T. DURHAM,  
Chief Clerk.

**ENROLLED BILLS**

April 1, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 2497, 2630, 3087 and 3276; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**ENROLLED BILLS**

April 1, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 880, 881, 882, 883, 884, 885, 887 and 888; and find same correctly enrolled and ready for the signatures of the Speakers.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 2585, 2757, 2794, 3439, 3469, 3611, 3638, 3810, 3941, 3953, 3965, 3967 and 3970; for the signature of the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 928, 929, 931, 933, 934, 935, 936, 937, 938, 939 and 940; for the signature of the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**THURSDAY, APRIL 1, 2010 -- 76TH LEGISLATIVE DAY**

**SIGNED**

April 1, 2010

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 880, 881, 882, 883, 884, 885, 887 and 888.

**SIGNED**

April 1, 2010

The Speaker announced that he had signed the following: House Bills Nos. 2690, 2754, 2981, 3586, 3646 and 3938.

**MESSAGE FROM THE HOUSE**

April 1, 2010

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 880, 881, 882, 883, 884, 885, 887 and 888; signed by the Speaker.

BURNEY T. DURHAM,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

April 1, 2010

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 2645, 2975, 2988, 3172, 3296, 3435 and 3859; for his action.

M. SCOTT SLOAN,  
Chief Engrossing Clerk.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 5, 2010: Senate Joint Resolutions Nos. 903 and 904; and House Joint Resolutions Nos. 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 956, 957, 958 and 960.

This the 1st day of April, 2010.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 5, 2010: Senate Joint Resolution No. 869; and Senate Bills Nos. 980, 1317, 1491, 2023, 2509, 2513, 2557, 2609, 2610, 3050, 3067, 3425, 3885 and 3907.

This the 1st day of April, 2010.  
MIKE FAULK, Chairperson.

**THURSDAY, APRIL 1, 2010 -- 76TH LEGISLATIVE DAY**

**REPORT OF COMMITTEE ON CALENDAR  
LOCAL BILL  
CONSENT CALENDAR**

Pursuant to Rule 26, the following bill has been set on the Consent Calendar for Monday, April 5, 2010: Senate Bill No. 3941.

This the 1st day of April, 2010.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, April 5, 2010: Senate Bills Nos. 444, 1075, 1396, 1984, 2621, 2636, 2667, 2746, 3053, 3060, 3212, 3421, 3593, 3597, 3624, 2391, 3181, 3300, 3506, 3590 and 3925.

This the 1st day of April, 2010.  
MIKE FAULK, Chairperson.

**REPORT OF COMMITTEE ON CALENDAR  
SENATE MESSAGE CALENDAR**

Pursuant to Rule 44, notice has been given on the following bills and they have been set on the Message Calendar for Monday, April 5, 2010: Senate Bill No. 3812; and House Bill No. 3203.

This the 1st day of April, 2010.  
MIKE FAULK, Chairperson.

**ADJOURNMENT**

Senator Norris moved the Senate adjourn until 5:00 p.m., Monday, April 5, 2010, which motion prevailed.